

What for responsible body been tampered with? and if so, by whom, and for what purpose? Such high-handed acts would not have been perpetrated without strong motives. One thing is certain I did not tamper with the jury; neither was it me by my request. Did those who have been accused know of the frauds? If so—if I was guilty—what motive could others have had to assist me, in the least, during the judicial proceedings against me? By my acts they had not been accused—if innocent, how deeply had I wronged them! Who retained, and so *hastily* did the counsel employed to defend me, both on examination and on my trial? Charles O'Connor and David Graham, Jr. Esqs., were employed and paid by some one, not myself. Jas. Smith, Jr. Esq. was the only counsel employed by me. My trial came on—the jury did not arrive, and were discharged. Up to this time, my confederates—some of them, at least—deem it essential that I should not be convicted.—Up to this time I had been silent as to their participation with me in the frauds for which I was justly suffering. The Grand Jury had failed to convict them—*my personal safety was their guarantee for my silence.* The indictment was pending, and they knew that a word against them would furnish evidence against myself. They knew that the *statute of limitations* would protect them from my indictment for the part they acted in the frauds for which I was indicted. That time expired the beginning of November, 1841. Three attempts were made by counsel, Jas. M. Smith, Jr. Esq., for my discharge, urging at each time, either a trial, or a discharge from the indictment; but it was deferred by the Court from term to term, until the *statute of limitations would protect the persons indicted, and then my discharge was granted!* For some time after the trial, my confederates used to hold any communication with me in relation to the election frauds. But a circumstance occurred which again brought them to ask me a favor, humbled as I was. "Trampled upon as I had been, I had still, as they knew, the power to harm. I had certain papers in my possession which were dangerous to them in the possession of some facts, and they feared that information might possibly leak out." It was at the confirmation of certain nominations for the general government. Again, therefore, negotiations were set on foot, and I confessed to the public, that convinced as I had been,

by their acts, of their utter turpitude and treachery towards me, I professedly acceded to their offer, and availed myself, by stratagem, of additional evidence to fortify myself against my powerful adversaries. Their foot was on my neck—thousands to one against me; and while this prostrate, strategy was my only hope of deliverance. How well my plan succeeded, the public hereafter shall know. In the exposure which I feel it my duty to make, many will be mentioned whose feelings I would not willingly wound; but it is not my fault if others, less immediately connected and inculpated in these transactions, are pointed out. The act was their own; and as my statement must be a faithful one, I cannot pass them by. The whole transactions shall now be given to the public, with such evidence as I have to substantiate the charges. All I ask is a candid perusal; and I appeal to all who shall read these written, and now complete documents and narratives, to mark the connected, unbroken, and lucid chain of evidence they present, of locality, names, dates, persons, incidents, conversations, &c., to say whether they believe it to be within the compass of possibility, that any human being, however gifted in intellect, base in moral depravity, or maddened by despair, could, with the most fertile and ingenious inventive powers, have fabricated such a story, or forged such papers as are presented.

Almost all the original letters and memoranda have come into my possession within a few days; and those who deserve the censure cannot now, by any subterfuge, escape the just and merited reproach which a people, jealous of their rights, will visit upon those who attempt, by fraud, to wrest them from them.

It will be seen, in the sequel, that the reproach and the ignominy which they strive to fix on me alone, should be shared by others who hold higher stations, and have more friends, more wealth, and more influence to sustain them than myself; and though I am aware that their participation will not screen me from the reproach I merit for the part I have performed, it will, at least, teach them that neither wealth, place, influence or perjury are sure guarantees against the exposure of guilt.

To the public I appeal, confessing and regretting my errors, and by their verdict I must abide, be it for or against me.

Very respectfully,

JAMES B. GLENTWORTH.
New York, December 2, 1841.

GOVERNOR'S MESSAGE.

To the Senate and House of Representatives:

About to enter upon the discharge of our respective official trusts, let us, first, render our devout and grateful acknowledgments to that great and good Being who has so signally blessed and prospered the State and nation during another year;—and under a just sense of the frailty of all human purpose, look to Him for aid in carrying out our resolutions of fidelity to the high obligations resting upon us—fidelity to the great principles of truth, justice, and humanity—to the cause of equal rights and liberal principles—to the duty of reflecting truly, and promoting earnestly, the opinions and interests of our constituents—and to the practical teachings of the simple truth that we are, but servants, with no power but that which has been delegated to us by the people, and to whom, after a brief period, we must again resign it.

The subjects probably to come before you at the present session it is believed cannot be numerous; but they are highly important, and demand, as they will undoubtedly receive, your earnest and faithful consideration.

Among them, certainly not the least important, is that of the public debt. Its amount now, exclusive of the Indian and School Funds, about \$1,700,000, is larger probably, than was ever anticipated, and much larger than is consistent with the ample resources of the State, and its means to pay. No inconsiderable portion of it has arisen from three sources: the omission, for several years, to assess a tax for the support of government, under the delusive expectation that sufficient for the purpose would be derived from the sales of the public lands—the large amount paid under the laws bestowing a bounty on the production of wheat and corn—and for expenses incurred in resisting the attempt of a foreign power to expel us from our rightful territory. Whether these expenditures were ill advised or judicious, I need not, in this connection, stop to inquire. The debt has been incurred, and must be provided for. A large, permanent, public debt, however, is essentially adverse to the true policy, if not principles of our government;—its gradual reduction, therefore, with a view to its early and total extinguishment, it seems to me, should be our constant aim. For the accomplishment of this purpose we can rely, in the first place, upon the repayment by the general government of the military expenses incurred upon the frontier in 1839, and our portion of the unpaid balance of "the Massachusetts claim," as it is called—the amount to be derived from the timber upon the public lands under a judicious system of sales—the collection of the large sums that have long been due to the Land Department—the annual assessment of a reasonable tax—and upon the adoption of a most rigid system of economy in all our expenditures.

It is worthy of consideration also, whether the large draughts now made upon the treasury for the payment of costs in criminal prosecutions, may not, with advantage be transferred to the respective Counties in which they occur. To my own mind, there would be an evident propriety in the change. Should it be adopted, in addition to other advantages, it would, not perhaps be unreasonable to believe, that the vigilance and scrutiny of the County officers, while doing justice to all interested, would effect a very considerable reduction of the aggregate amount of this portion of the public expenses.

I would also suggest the expediency of repealing the law appropriating the *per centum* now paid on bank capital, to the several towns and plantations in the State for the support of schools. It is a tax usually paid with promptness, and can be conveniently relied on by the Treasurer for the payment of the interest on the public debt, and other demands upon the treasury. When divided and distributed, the amount received by the

towns and plantations is but trifling—and as the deficiency thus caused in the treasury, has to be supplied by a tax on those who receive the supposed benefit, there would seem to be no good reason for objecting to a repeal; especially, if we consider further the expense of an additional assessment and collection would be thereby avoided. If our common schools were to suffer detriment from the course suggested, however favorable in a financial point of view, it would constitute a serious objection to it. It is believed however, they will not. An equal amount of money for the support of schools would probably be raised by the towns and plantations, to that now raised, including the portion received of the bank tax. And this would operate no hardship; as the diminution of the State tax would correspond with the increase of the school tax.

If, therefore, the sums justly due from the general government and from individuals, be paid—our resources in land and timber be properly husbanded—the treasury be relieved from the payment of the bank tax and costs in criminal prosecutions—the most rigid economy be practiced in all the departments of government—and a reasonable amount be raised by assessment—we may hope to see our State debt rapidly diminishing, and thereby avoid the odious imputation of throwing a burden upon our children, justly belonging to ourselves.

No notice, thus far has been taken of any amount to be received under the Act of Congress, providing for a distribution of the proceeds of the public lands, inasmuch as I cherish the hope that, that law will not long be permitted to disfigure the statute book. Deeming it to be in violation of the Constitution, dangerous, as a precedent, corrupting in its influence, a delusion and a cheat in the good it proposes, a prospective burden to the tax-payer, and, under all circumstances, an act little short of faulty, I cannot refrain from recommending the adoption of resolutions upon the subject, and instructions on your part to those who are bound to obey you, to exert their influence to procure its immediate and unconditional repeal.

A former act, to avoid the difficulties interposed by the Constitution, was made to assume the form of a deposit of the public money with the States. The late law does not adopt even this poor disguise. It makes ostensibly, and in fact, an absolute gift. If, therefore, it have any warrant in the Constitution, it is not easy to perceive why equal authority may not be found for bestowing gratuitously any money in the treasury, from whatever sources it may have accrued. Congress is limited in its powers, to those granted in the Constitution. The power to give away the public money, is no where to be found in that instrument. The authority "to dispose of, and make all needful rules and regulations respecting the territory and other property of the United States," cannot be made to include it, without doing gross violence to the plain and palpable import of the language used. To sell and dispose of land, is one thing. To give away the money arising from such sale, is another and different thing. One is expressly authorized—the other is not. Nor would the case be relieved of difficulty by reference to the peculiar terms of the deeds of cession from the individual States, even if the Act applied to the proceeds of the ceded lands alone. But it does not. Much the largest portion of the public lands were acquired by purchase, with money from the treasury, raised, mainly, by an indirect tax upon the people at large. Stripped of its disguise, the Act clearly involves the power of taxation for the purpose of distribution—and a practical confirmation of this, is exhibited in the fact, that simultaneous with the donation, was the rising of the tariff, and the creation of a loan.

Its injustice and inexpediency, are no less glaring than its unconstitutionality. That it creates a void in the treasury to the extent of the amount distributed, is evident. That the whole amount was needed to defray the ordinary expenses of the government, has been officially shown. How then can this void be supplied, but by taxation, direct or indirect? A loan does not change, but merely postpones the result. Providing for the deficiency by raising the tariff, draws the amount, indirectly, from the pockets of the consumers, and consequently, to a considerable extent, will constitute a tax on persons and on property. The operation of the law then, will be, to give money, in which all the citizens have an equal interest, to the State governments—thereby, (if it go into the State treasury,) relieving (if it go into the State treasury,) relieving (if it go into the State treasury,) relieving the citizens from taxation in the State, to that extent, to be paid back again to the National treasury by the citizens of the several States without reference to their property, with an additional sum equivalent to the expenses of collection, losses through delinquent officers, and the numerous contingencies to which all monetary affairs are subject. Can this be wise, just, or expedient?

But if it were clear of all these objections, how can the abstraction, at this time, of millions from the treasury for gratuitous distribution, be justified? Does not the neglected condition of the defenses of the country, regarded in connection with the existing states of our foreign relations, prompt to a more judicious and patriotic use of our means? Shall the long continued and aggravated encroachments of Great Britain upon the rights of this State, to say nothing of her high handed aggressions elsewhere, be forgotten, or the portentous aspect of the future be disregarded, while an ignominious and disgraceful scramble is going on for the contents of an already impoverished treasury? Every consideration that love of country, and a just sensitiveness to national honor can suggest, forbid it. It is true, that the resources of the country are abundant, and that we may rely much, in any emergency, on the strong arms, brave hearts, and indomitable energy of our people. Still there are preparations which cannot be neglected without disregarding the dictates of common prudence, to place the subject upon no higher ground. When these preparations are made, it is believed but little will be found in the treasury for gratuitous distribution.

In the foregoing, though I have not adverted to a title of the objections that might be urged against this law for distributing the proceeds of the public lands, enough, perhaps, has been said. I can take no view of it that does not involve its instant and utter condemnation. To my mind,

it has not one redeeming feature. I would therefore not only repeat my suggestion, that resolutions for its repeal be adopted and transmitted to Congress, and that the delegation from this State be also instructed in reference to it, but I would recommend further, that the State refuse to sanction it by a reception of the money.

The banking system of this State, though probably as free from imperfections as that prevailing in any State in the Union, has nevertheless, proved insufficient to prevent the failure of some banks, and the embarrassment of others. That insolvency and embarrassment have not been more frequent, and the consequent loss and injury to the public as well as stockholders, more severe, is probably attributable, in a great measure, to the provisions of law relating to the amount of circulation—extent of indebtedness of directors—liability of stockholders for debts of corporations—official returns under oath—and periodical inspection by Commissioners. Provisions that, as far as they go, have thus worked beneficially, it is presumed will not be readily relaxed, or abandoned. On the contrary, we should inquire whether they may not with propriety and advantage be made still further restrictive. That the safety of the public might also be further secured by requiring a wider specie basis for the circulation, and extending to these institutions the provisions of the bankrupt law, will hardly admit of a question. The latter, to be sure, is beyond your control, but it is to be hoped, that it will be noticed by Congress, in the revision of this subject which is anticipated.

I would also add, that my opinions heretofore communicated to the Legislature upon the subject of the currency remain unchanged. That it would be improved, by infusing into the circulation a greater portion of the precious metals; and that this may be accomplished by prohibiting the circulation of bank bills of a small denomination, I do not entertain a doubt. The only question, is one of time. What period would be most propitious for such a prohibition, is a matter for the consideration of the Legislature; who will, before adopting any important changes, look to the state of public sentiment, and fairly estimate the probabilities that new enactments would be rigidly enforced, or permitted to remain a dead letter upon the statute book.

For information as to the particular condition of the Hospital for the Insane, I must refer you to the reports of the Board of Directors and Superintendent. The results, thus far, of the operation of this Institution, it is believed, go to illustrate upon the benevolent design which originated it, and to convince all that no expenditure, of an equal amount, could have been made, ensuring larger returns in the amount of human misery relieved and happiness promoted.

I must also refer you to the reports of the Warden and Inspectors for information in regard to the condition and affairs of the State Prison.

By the Constitution, the duty is imposed upon you of making a new apportionment of the House of Representatives, at the present session—and as there seems to be no doubt that the number has been changed by the voice of the people, on the question lately submitted to them, the new apportionment will, of course conform to the reduced basis. That this duty will be performed under the influence of just and elevated views, and in a manner that can stand the severest scrutiny, I have no doubt. No outrage upon the principle of fair and equal representation can ever command the approval of an intelligent and honest people.

It is expected, that a new apportionment of Representatives to Congress, under the late census, will be made by Congress at its present session. Should this be done seasonably, of which we cannot but be strongly desirous, distracting anew for this State, or some other action, will become necessary on your part.

The new militia law, which went into operation on the first of the present month, involves several important changes in the system. That defects still exist, is quite probable—and that some persons complain as loudly of this, as they did of the late law, and are again contemplating changes, I am aware. But, while admitting that gross and obvious defects should be remedied, I think it is due to the importance of the subject, the difficulty of devising a satisfactory plan where such a contrary opinion exists, and the great pains that have been taken in framing the present law, that we should give it, in its main features, a fair trial. An efficient militia, always important, has become doubly so by the aspect of the times. But it can have no efficiency while in a state of constant transition. Justly regarded as the right arm of our defence, the united and cheerful effort of all good citizens should be, to strengthen and not to weaken it.

The report of the Land Agent will show the condition of that department. The public lands will long continue to be regarded with deep interest, and will require the constant and vigilant supervision of the Legislature. While the lands, and properly enough, are disposed of, more with a view to their early settlement by an enterprising, industrious and worthy population, which constitutes the true wealth of a State, than to any immediate pecuniary advantage; we may, and ought, to make the vast forests of timber which cover them, tributary to the wants of the treasury. A system, by which the law of demand and supply shall be properly regarded, and the timber saved from devastation and waste—by which, the influence of favoritism on the one hand, and the success of powerful combinations to monopolize on the other, shall be prevented—which shall ensure to the State the fair value of the timber, and afford to all the citizens an equal opportunity to participate in the profits of a purchase, is what is needed. Complaints are made of the course heretofore pursued, and I deem it proper, respectfully to call your attention to the subject, trusting that all will be done by you that justice to the State, and the convenience of the settler and other citizens, require.

Under a government like ours, having its foundation solely in the popular will, and the agents for administering it being designated for that purpose, by popular suffrage, it would be but a trite remark to say, that the people should be intelligent and virtuous. But if it be important that popular suffrage should be guided by intelligence and virtue, is it not of equal importance that the modes provided for its exercise should not only be wisely adapted to the purpose, but be sacredly

guarded from every corrupting or prevailing influence? If to the ballot box we look as one of the chief instruments for the maintenance of freedom and the preservation of our rights, how constantly and sedulously should we watch over and defend it? If a sinister blow was to be struck at our free institutions, where could it more effectually be given? Once bring discredit upon the ballot box, destroy confidence in it, deepen the suspicion that its results are founded in intrigue, bribery, corruption and falsehood, and you strike a deadly blow at our free system of government, and do much to extinguish the glorious light which the development of that system has been shedding upon the political destiny of mankind. The pertinency of these remarks, it is believed, may be found in the scenes enacted during the year 1840—scenes that can be remembered only with shame and regret. That this State did not so deeply participate in them as many other States, is perhaps attributable, in no small degree, to our judicious election laws and the numerous guards which a prudent and sagacious legislation had thrown around the ballot box. Enough, however, occurred even here to show that further provisions are necessary. The fraudulent practice of transporting voters from one State to another, might be in the election of President and Vice President, effectually guarded against, by requiring the election to be held upon the same day in all the States. This, it is true, is a matter beyond your control—but I submit whether it is not of sufficient importance to authorize the transmission of resolutions upon the subject, to the national legislature, or at least to justify instructions to our delegation in Congress. Other provisions or amendments of existing laws relating to this subject, may be suggested by your own observation and reflection. I can assure you of my hearty co-operation, in all our efforts to prevent frauds upon the ballot box, to guard the right of suffrage, and to maintain, in every practicable way, the purity of elections.

It is with pain and mortification that I find the boundary question still among the standing topics of the annual executive message. The President, in his late communication to Congress, after referring to the progress that had been made by one of his predecessors towards "negotiating a convention with a view to the final settlement of the question," adds, that he regrets to say that little further advancement of the object has been accomplished since last year. That is to say, as we have good grounds to believe, a fair and reasonable proposition on the part of our Government with a view to an amicable and final settlement of the question, has remained, another year, unanswered if not unnoticed. If from this circumstance, as well as from the whole history of the case, you can discover any indication on the part of Great Britain, other than of a settled determination never to peaceably yield a large portion of the territory in controversy, you will be more fortunate than I have been. The course which, under this view, the general government should pursue, to my mind, admits neither of doubt nor hesitancy. National honor, as well as justice to Maine, clearly indicate it—and that is—to purge the soil of this State, effectually and without delay, of every vestige of British encroachment. And then, if there is to be further negotiation upon the subject, let it be, on the part of Great Britain to obtain, what for more than a quarter of a century she has refused to yield.

When a reasonable expectation can no longer be entertained, that the general government will adopt this, or some equally efficacious course, Maine is true to herself, she will take possession of the whole territory, and if need be, use all the means which God and nature have placed in her hands to maintain it. The consideration of the whole subject is with you, who, I have no doubt, will approve yourselves faithful guardians of the honor and interest of the State.

The exploration and survey, under the general government, which has been in progress for the last two years, is understood to have nearly reached its close, and, it is believed, will add another confirmation of our title, which no ingenuity can avoid nor effrontery deny.

This survey, however long its completion may be delayed, Great Britain in no way participating in it, and being instituted for the satisfaction of our government, cannot justify a single day's delay on the part of Great Britain to agree upon a joint commission to run the line according to the treaty of 1783, and thus put this long vexed question forever at rest.

The extension of the military road to some point on the St. John has become indispensable, &c. it is to be hoped that an early appropriation will be made by Congress for that object. It is gratifying to perceive, that on this point, the opinion of the Secretary of war is coincident with that entertained here.

I have long entertained the opinion that a change in the time of the meeting of the Legislature from winter to summer would be attended with many advantages. In summer, the sessions would probably be shorter—more business would be accomplished in the same time—the expenses would be considerably diminished, and the convenience and comfort of the members greatly promoted. I would therefore recommend, that the question of an amendment of the Constitution in this respect, be submitted to the people.

If, in omitting to notice several topics, and to make certain recommendations, the anticipations and wishes of any shall be disappointed, I trust a palliating circumstance may be found in the amount of our indebtedness, and the condition of the treasury. However interesting particular subjects are to large classes of citizens; and however judicious many appropriations of money might be generally regarded under other circumstances; at present, the emphatic call of the public voice for a course of severe economy, would seem to require their postponement to a more favorable period.

At this connection, permit me respectfully to add, that the indications of public sentiment seem to be no less unequivocal in regard to a session contracted to the shortest possible period, consistent with a proper attention to the public business. And as a circumstance highly favorable to this end, may be mentioned, the late revision of all the Statutes by Commissioners, eminent for their qualifications, and the subsequent re-examination and adoption of them by the leg-

islature at a session devoted to that object. It is not to be presumed, therefore, that much time will be occupied at the present session in amending existing laws. Their republication also, in a condensed and cheap form, and general distribution among the people, would seem to render any alteration unwise and impolitic, not called for by a strong necessity.

JOHN FAIRFIELD.
COUNCIL CHAMBER, January 7, 1842.

LEGISLATURE OF MAINE.

MONDAY, Jan. 5, 1842.

In Convention of Senators Elect.
At 10 o'clock, the Convention was called to order by Mr. Kavanagh, on whose motion Mr. Bennett of Oxford was called to the chair.

On motion a message was sent to the Governor informing him that a quorum of Senators elect was in attendance, ready to be qualified and enter upon the discharge of their duties. The Governor returned for answer, that he would forthwith be present in the Senate Chamber and administer to the members elect the oaths of office required by the Constitution.

The Governor having attended to that duty and withdrawn, on motion of Mr. Delesdernier, a Committee consisting of Messrs. Delesdernier, Smith and Goodwin was appointed to receive, sort and count the votes for President of the Senate. The Committee having attended to this duty, report the

Whole number of votes,	26
Necessary to a choice	14
Samuel H. Blake has	22
John Otis	3
Merrill Clough	1

Samuel H. Blake having received a majority of all the votes, was declared duly elected President. The President rose and addressed the Senate as follows: Senators—I thank you for the honor you have conferred on me. I have no experience in the discharge of the duties your partiality has assigned me. I can therefore only promise perfect impartiality and the exercise of that talent God has vouchsafed to me—relying always upon the courtesy of your honorable Body to excuse mistakes and pardon my deficiencies.

On motion, a Committee was appointed to receive, sort, and count the votes for Secretary; who having attended to that duty, reported that Jeremiah Haskell was duly elected, (having received 22 out of 26 votes,) and having been qualified by A. R. Nichols, Esq. entered upon the discharge of his duties.

On motion, the Secretary was authorized to employ an assistant; who subsequently informed the Senate that he had employed Andrew T. Palmer, Esq. as his Assistant.

On motion, a Committee was appointed to receive, sort, and count the votes for Messengers; who reported that Willard Brackett was duly elected.

On motion of Mr. Eastman, Ordered, That a message be sent to the Governor and Council, informing them that the Senate is organized by the election of Hon. Samuel H. Blake, as President, Jeremiah Haskell, Esq. as Secretary, and Willard Brackett as Messenger. Mr. E. was entrusted with this message.

Mr. Humphrey was entrusted with a similar message to the House of Representatives.

The Secretary of State came in and laid before the Senate the list of votes given in the several towns, plantations, and cities in this State for Senators, at the September election, as returned to the Secretary's office, and the same were, on motion of Mr. Goodwin, referred to a Joint Select Committee, consisting of Messrs. Goodwin, Hainscomb, Kavanagh, Burleigh, Barnard, Leavitt, Bridgman, Elliott, Smith, and Somes on the part of the Senate.

On motion of Mr. Bridgman, Ordered, That the rules and orders of the last Senate be adopted as the Rules and Orders of the present Senate, until otherwise directed.

The Secretary of State laid before the Senate returns of votes given this year for Governor, as returned to the Secretary's office; and on motion of Mr. Bennett, the same was referred to a committee, consisting of Messrs. Bennett, Otis, Frye, Humphrey, and Bowdell.

Message was received from the House notifying the Senate of its organization by the election of Speaker and Clerk.

Message from the Governor transmitting the annual Reports of the Land Agent, of the Attorney General, and of the Adjutant General.

Also a message, relating to the printing of certain documents, for the use of the Legislature.

Also, a message, transmitting a Report in Council of the State of the vote on the proposed amendments to the Constitution, relative to the reduction of the members of the House of Representatives &c; and the same was laid on the table, and 500 copies ordered to be printed for the use of the Senate.

On motion of Mr. Eastman, Ordered, That when the Senate adjourn, it adjourn to meet to-morrow morning at half past ten o'clock.—Adjourned.

WEDNESDAY, Jan. 5, 1842.

In Convention of the Members elect of the House of Representatives.

At 10 o'clock, A. M., the Convention was called to order by Mr. Smart of Troy, on whose nomination Mr. Dunn of Poland, was called to the Chair.

Messrs. Cuy of Augusta, Morse of Bath, Allard of Frankfort, Bridgman of Calais, and Pike of Litchfield, were appointed a Committee to examine the credentials of members, and ascertain if a quorum be present; who, having attended to the duty assigned them, reported that a quorum—192—is in attendance.

On motion of Mr. McDonald of Limerick, a message was sent to the Governor informing him that a quorum of the members elect of the House of Representatives is present, and that they are ready to take and subscribe the oaths required by the Constitution. Mr. McDonald was charged with this message, and having attended to the duty assigned him, reported that the Governor returned for answer, that he would attend the Convention forthwith and administer the necessary oaths.

The Governor then came in, attended by the Council and heads of Executive Departments, preceded by the Sheriff of Kennebec county; and administered the

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On motion of Mr. Sewall of Oldtown, Messrs Sewall, Bartlett of Berwick, Muzzey of Bangor, Stevens of Thomaston, and Baker of Hallowell, were appointed a committee to receive, sort, and count the votes for Clerk. Having attended to the duty assigned them, they report the

Whole number of votes,	193
Necessary to a choice,	97
William Treby Johnson has	131
George C. Getchell	53
Scattering	9

Whereupon William T. Johnson was declared duly elected. The Clerk was then qualified by Asaph R. Nichols, Esq., and Mr. Dunn having vacated the Chair presided until the organization was completed.

IN HOUSE OF REPRESENTATIVES.

On motion, a committee consisting of Messrs Bartlett of Berwick, Purington of Falmouth, Morse of Ellsworth, Muzzey of Bangor, and Dieke of Strong, was raised to receive, sort, and count the votes for Speaker. Having attended to the duty assigned them, they reported the whole number of votes

Whole number of votes,	193
Necessary to a choice	97
Charles Andrews has	130
Freeman H. Morse	58
Scattering	5

Whereupon Charles Andrews was declared duly elected Speaker.

The Speaker then addressed the House as follows: Gentlemen of the House of Representatives:

With gratitude, I acknowledge the generous expression of your confidence and kindness which has designated me as the individual of your choice, to occupy the important position of presiding over your deliberations.

In signifying my acceptance of the trust, allow me to say that it is not without a distrust of my ability, to acceptably perform its duties; but with the fullest assurance of your aid and co-operation, I shall endeavor to devote what little of talent I have, coupled with unremitting industry, to the furtherance of the important purposes for which you are assembled. And while I consider myself under deep obligations to you, personally, for this mark of your regard, I can but consider also, that you are the Representatives of a numerous constituency, whose varied interests require your prompt attention, and of a state whose interesting situation in more than one point of view, cannot fail of calling into action at once your wisdom, your prudence, your economy. In the transaction of all Legislative business confided to your care, in the protection of the honor and dignity of the State, as well as in guarding and fostering its important and growing interests, you can at all times command my undivided attention.

On motion of Mr. Osgood, a message was sent to the Governor informing him that the House is organized by the election of Charles Andrews as Speaker, and William T. Johnson as Clerk. Mr. Osgood was charged with this message.

On motion of Mr. Otis of St. George, it was ordered, that when the House adjourns, it adjourn to meet at half past two o'clock this afternoon.—Adjourned.

AFTERNOON.

On motion of Mr. Dana of Poland, Ordered, That the Rules and Orders of the last House of Representatives be the Rules and Orders of this House until otherwise ordered, and that the Messenger be directed to furnish the members with one copy each.

Joint order from the Senate appointing a joint select committee to examine the returns of votes for Governor given at the late annual election, as returned to the Secretary's office, came up and was passed in concurrence. The House joined Messrs Greene of Saco, Goff of Minot, Smith of Warren, Tuck of Sedgwick, Eastman of Wesley, Swan of Gardiner, Caldwell of Anson, Dana of Fryeburg, Muzzey of Bangor, White of Montville, Baxter of Wilton, Crocker of Foxcroft, and Pierce of Houlton.

On motion of Mr. McDonald, Ordered, That the House hold but one session a day until otherwise ordered, and that the standing hour of adjournment be to ten o'clock of each morning.

The Secretary of State laid before the House the annual and special Reports of the Bank Commissioners—and also the annual Report of the Inspectors of the Insane Hospital.

A message was received from the Senate, informing the House that the Senate is organized by the election of President and Secretary, and is now ready to proceed with the Legislative business.—Adjourned.

We are requested to give notice that an adjourned meeting of the Court of County Commissioners will be held at the Court House on Friday the 14th inst.

CONGRESSIONAL PROCEEDINGS.

WASHINGTON, Monday, Jan. 3.

"THE PLAN OF FINANCE." The debate on this subject begins already to flag.

Mr. Huntington, of Connecticut, spoke against the scheme, with the most unreserved condemnation. It also appeared, in the course of his remarks, that he bore no very good will towards the President, and that the impracticable bank bills, passed at the late session, and arrested by Mr. Tyler, would in his opinion, have brought us out of all our difficulties.

Mr. Huntington objected chiefly and strongly to those features of the scheme which placed the whole public treasure and the appointment of all the officers of the exchequer under executive control.

Mr. Bates is to speak on the subject to-morrow.

In the House, Mr. Cooper introduced Mr. Russell, elected to supply the vacancy occasioned by the death of Mr. Black, of Pa. who was qualified and took his seat.

The Question of Reference.—Mr. W. C. Johnson being entitled to the floor rose and stated that he was in favor of referring the part of the Message to the Committee of Ways and Means as it was proper to be referred to it in the present exigencies of the public treasury.

Mr. J. C. Clark said he did not rise to make a speech on this question. God forbid. He moved the previous question.

Mr. Clifford asked a call of the House, and 198 members answered to their names.

Mr. Fillmore then modified his motion so as to refer so much of the Message to the Committee on Manufactures as related to a 'discriminating tariff and manufacturers.'

The previous question was seconded, 88 voting in the affirmative, and 88 in the negative—the Speaker giving the casting vote in the affirmative.

The question was then taken, which was, 'shall the main question be now put,' and decided by yeas and nays as follows—yeas 101, nays 97.

The question then came up on Mr. Atherton's amendment, which was to strike out 'Manufactures,' and insert 'Ways and Means,' and was lost, yeas 96, nays 104.

The main question was then put, and carried in the affirmative.

A motion was then made that the House adjourn.

Previous to putting the question, the Speaker presented a report on the Coast Survey.

The motion of the adjournment was then withdrawn, and the balance of the President's Message was referred without debate. Adj.

OXFORD DEMOCRAT.

PARIS, JANUARY 11, 1842.

We lay before our readers this week the Message of Gov. Fairfield. It is short, energetic and straightforward in its recommendation. It will be received with pleasure by the mass of our citizens, and command an approval, wider than that of party, for the unswerving confidence, which it manifests throughout, in the honesty and intelligence of the people. Plain truths are told in a plain way, and they are left to have their legitimate effect upon the popular mind. His opinions and feelings upon the various important subjects which he discusses are evidently the honest dictates of his own mind rather than the teachings of a spirit of demagogism, and he has not doubted the capacity of the people to ascertain the right or their view to approve it. We are inclined to think that this will be one of the most popular Messages that has ever emanated from the Executive of Maine.

Both branches of the Legislature organized without delay, and commenced business with a will. To show the difference between the present and the last Legislature, it may be well to remember that last year the Governor's Message was not sent in until Jan. 15th, this year it was sent in on the 7th. We predict a short session.

Our acknowledgments are due Hon. N. S. LITTLEFIELD, Representative in Congress from this District, for the reception of various and valuable public documents.

Mr. Mangum, the ultra whig Senator from N. Carolina, in debate on the fiscal scheme of the President, confessed the following most important facts:—

That the prosperity of the country, which the whigs declared to have been destroyed by the democratic policy, was a fictitious and dishonest prosperity, based on fiction, fraud and money borrowed on false pretences.

That banks were always, in his estimation, dangerous institutions and liable to abuse, more particularly a national bank. That the sub-Treasury was a harmless institution, and that he himself was of opinion, though he opposed it, that the clamor against it was false, frivolous, and sinister. That the banks vetoed at the last session, would have been impracticable, or if practicable mischievous. That the establishment of a national bank would have increased the distress of the country, and expedited the downfall of the local institutions. That the whig victory, at the late election, was carried by false promises and false clamor. That the reforms, and the benefits, and the relief promised by the whigs, in case they were put in the Government, were deceitfully, or foolishly, or ignorantly promised. That for his own part, he never believed that the whig panacea—a National Bank—would do anything except to aggravate all the disorders and embarrassments of the country. That the frightful distresses, the more fearful apprehensions of the country, the proneness to tergiversation in politics and treachery in commerce, and infidelity everywhere, is all owing to the effects of inflated paper credits, and Government interference with the currency.

These things are all stated substantially, or in words in Mr. Mangum's very able oration, and all well illustrated and defended.

From the Augusta Age of Thursday.

ARRIVAL OF GOV. FAIRFIELD.

Governor Fairfield arrived in town yesterday, and took possession of his old quarters at the Augusta House. He will probably be declared elected and sworn into office to-day.

The Governor was received without parade, that course being deemed more consonant to his own feelings, and more worthy of the spirit of the Democracy, at once true to itself and considerate of others, and too proud for either adulation or triumph.

The peculiar circumstances would have excused some public demonstrations of joy. The insulting treatment of Gov. Fairfield after his honorable defeat in 1840, when he divided the popular suffrage in a poll of ninety thousand votes; commencing with the disrespect shown him as Commander-in-Chief, at a review of a body of Kennebec troops, immediately after the election; followed up by the firing of guns upon the last day of the session of his Council; and crowned and consummated by the extraordinary conduct of R. H. Vose, late President of the Senate, could not fail to be remembered upon the occasion of his return to the Capitol, and to give a keenness to the feelings of pleasure, animating the breasts of the great mass of the people.

A proper restraint upon the expression of these feelings, was however due to the Governor, due to the great body of his political opponents who have uniformly disrespected those who were guilty of personal disrespect towards him, and due finally, to the tolerant genius of Democracy.

The return of Gov. Fairfield to the Capitol, and his re-instatement in the office of Chief Magistrate, by a majority so triumphant and overwhelming, ought not to be viewed, however, in its merely personal aspect, as the vindication of an honest, fearless and able man, temporarily driven from the public service, by clamor and fraud. It is an event of higher moment and involves greater consequences. It makes the renewed ascendancy of correct principles, re-establishes confidence in the intelligence of the people, that shows how transitory is that power, which is bottomed upon nothing better than empty profession and hollow promises. The triumph of September, was not the triumph of Gov. Fairfield, but the triumph of the sound and honest Republican feeling of the State. It may have been accelerated and augmented by the personal popularity of the man, but it was substantially, the triumph of principle. As such, it teaches lessons, which neither the victors, nor the vanquished in strife, ought to disregard.

NICHOLAS BIDDLE and a number of his fellow swindlers have been indicted by the Grand Jury of Philadelphia, on a charge of fraud. The most vigorous attempts were being made at the last accounts from Philadelphia, to quash the indictment, and we presume that they will be crowned with the completest success. Who expects, in these days, to see justice done on great criminals?—Had Mr. Biddle and his coadjutors been engaged in some petty swindling affair, had they stolen bread to save themselves from starvation, they would have been in the penitentiary long ago.—There is plenty law for the poor, but no justice is done when the rich commit crimes.—Nantucket Islander.

TEXAS has by treaty agreed to a "mutual right of search" with England for the suppression of the slave trade. The Federal papers, in noticing this fact, take the occasion to observe that they cannot see why we should not grant the same privilege to England. Probably not: they enjoyed the same obtuseness before and during the last war. We shall soon have the proposition from Webster, accompanied by a long document to prove its propriety.—Republican Journal.

The city governments of Boston and Albany celebrated, the last week, the opening of the Great Western Rail Road with much parade. The Rail Road cars left Boston at 7 A. M. and arrived at Albany at 7 P. M. of the same day—a distance of 250 miles in 12 hours. They now travel from Boston to Buffalo, 550 miles in 24 hours. Think of that.—R. Journal.

A schooner lately cleared from Boston for Africa, the first of this month, with an assorted cargo of rum, gunpowder, and missionaries. Yankee notions, truly!—Journal.

THE VETO POWER.

Mr. Clay, who has been remarkably reserved since the commencement of the session, owing in part to ill health, and in part to his sore defeat, has at length taken the field. In the Senate, on the 28th ult., he gave notice of his intention to introduce a bill, limiting the Executive in the exercise of the veto power. This attempt to "head Capt. Tyler" will hardly succeed.—Daville (V.) Star.

THE ISSUE.

The Washington correspondent of the Boston Post, alluding to the discussion in Congress relative to the Tariff, says:—

"I am not one of those who suppose that those who are loud in advocating the resuscitation of the old exploded Tariff system are actuated by a regard for the interests of the manufacturers in the first instance. Their motive is, to rally the parties on a new ground by raising a hue and cry about the protection of domestic industry. It all looks to the next Presidential election. The Federalists wish to avoid, in their contest with the Democracy, the overwhelming and damning issue of 'Bank, or no Bank.'"

The New York Standard states that Mr. Preston, of South Carolina, has declared his readiness to vote for the repeal of the Distribution Act, for the passage of which he voted at the Extra Session. His alleged reason for a change of position is, that he is of opinion that we are to have a war with England, and shall want all our resources to meet it.

"CAPT. TYLER."—The Alexandria Gazette says that President Tyler was the commander of a company of volunteers in the last war; and that at home he is generally known as "Capt. Tyler."

Ex-Governor SHANNON has consented to again be a candidate for Governor in the State of Ohio, if nominated by the Democratic Convention which is to meet to-morrow.

Those who are in the habit of writing on the margin of newspapers, had better look out. The Postmaster General has recently issued a Circular, strictly forbidding the practice, so far as to prohibit even the writing of a word, and instructing his deputies to take cognizance of any infraction of the law, and enforce the full penalty of the same.—North Star.

THE LANDING OF THE PILGRIMS.

The celebration of the Landing of the Pilgrims at Plymouth, is represented as having been more than usually interesting. Among the distinguished gentlemen attending was Ex-Governor Morton, to whom the following allusion is made in the account of the proceedings at the dinner, as given in the memorial:

After some reference to the pilgrim name and descent, public services and honors of Governor Morton, who was present by invitation, the following toast was announced:

The Family Name. Still familiar among us, ancient and honorable, borne by the master of the first free school, by the author of New England's Memorial, and by the Governor of the Commonwealth in 1840.

This toast was responded to by Governor Morton at length. He adverted to the characteristic qualities of our Fathers, and to our obligations to cherish their memories, to respect their characters, and to make them our objects of imitation.

BEAR IN KENNEBEC. A Bear was killed last week near the Worumontogus Pond, in the eastern part of the town of Augusta. The animal was seen the night before, and the morning was tracked by a party through a thick swamp to his den in a rocky ledge. They could not see him very distinctly, but fired several times, wounding him severely, and at last put ball through his brain. The passage to him was so narrow that it was difficult to get him out, but Mr. Pease went in after him, and succeeded in getting him out, Putnam Fashion. The meat of the bear weighed 157 lbs., and was at Augusta, on Christmas day at nine pence a pound.

DIVORCES. At the late term of the S. J. Court in Waldo County, there were seven applications for divorces, five of which were granted.

MARRIED.

In Andover, by Rev. Ansel Hubbard, Mr. Edward A. Boyd, and Miss Sarah B. Farrington.

DIED.

In Fryeburg, Mr. Richard Clement, Register of Deeds, aged 44.

In Portland, Mr. David Ross, aged 88 years.

In Harrison, Rev. Joseph Searle, aged 52.

In Wells, Capt. William Eaton, aged 86, a Revolutionary soldier.

In Turner, July 18th Lydia Alice, aged 4 years 9 months.—2d inst. Earl Benton, 10 months, only children of Earl and Alice Blossom.

Oxford Convention of Teachers and Friends of Education. On the first inst. a Convention of teachers and friends of education was held at Buckfield Village, when an association was formed under the above title. Except the time taken up in organizing the Convention, the day was spent in a free discussion of subjects connected with school keeping. The following subjects received attention.—Importance and means of giving instruction on the Moral—best method of teaching the branches usually taught in common Schools,—best method of governing Schools.

The next meeting of the Convention will be held in the School house near Bretton's Mills in Livermore, at ten o'clock A. M. on Saturday, the 22d inst. An Address is expected on the occasion. All persons are cordially invited to attend.

WILLIAM H. HAYFORD, Clerk.

January, 1842.

Caution.

ALL persons are hereby cautioned against purchasing a Note of hand given by the subscriber to Edward McAllister, bearing date Dec. 1, 1841, promising to pay twenty dollars in sixty days from date, as I have received no value therefor, and hereby paying said Note.

GILMAN THAYER.

Minot, January 8th, 1842.

Administratrix's Sale.

NOTICE is hereby given that by virtue of a license from the Probate Court for the County of Oxford, the subscriber will sell at Public Auction at her dwelling house on the premises, on Saturday, the twelfth day of February next, at one o'clock P. M., so much of the real estate lately belonging to SAMUEL BARTLETT late of Rumford, in said County, deceased, including the reversion of the widow's dower if necessary, as will produce the sum of one hundred and twenty-five dollars, for the payment of the just debts of said deceased, charges of administration and incidental charges.

SARAH J. BARTLETT, Administratrix.

Rumford, Jan. 4th, 1842.

Guardian's Sale.

NOTICE is hereby given that by virtue of a License from the Judge of Probate for the County of Oxford, there will be exposed for sale, at public Auction, or private sale, on the tenth day of February next, at ten o'clock A. M., at the dwelling house of the subscriber in Turner, all the real estate belonging to Jane Millett, minor child and heir of Isaac Millett late of said Turner, deceased. Said estate consists of one half of the home stead of David H. Millett late of said Turner, deceased, subject to the widow's dower therein.

ELISHA GILMORE, Guardian.

Turner, Jan'y 4th, 1842.

Guardian's Sale.

By virtue of License from the Probate Court of the County of Oxford, I shall sell at public Auction on Saturday, the twelfth day of February next at ten o'clock A. M., the Real Estate of Moses Butterfield of Sumner, Lunatic, consisting of his homestead Farm in Sumner, and County, consisting of one hundred and fifty acres or more, with a good Farm House, Barn, and other out buildings thereon.—Also said Butterfield's interest in the Farm in Woodstock occupied by Beniah Dow. Also his interest in a Pew in the North Paris Meeting House. At the same time will be sold about fifteen tons of English hay, a lot of Wheat and Corn, and a lot of Farming tools. Said lot at the House of said homestead at the time above mentioned unless previously disposed of at private sale.

NATH'L O. RYERSON, Guardian.

Sumner, Jan'y 5, 1842.

Collector's Notice.—ANDOVER.

NOTICE is hereby given to the resident and non-resident proprietors and owners of land and other taxable property in the town of Andover in the County of Oxford and State of Maine, that the same are taxed in bills committed to me for the year 1840, and remain unpaid as follows, viz:—

Resident Names.	No. of Polls.	No. of Lots.	No. of Acres.	Value.	Debt Due.	Total.
James Durgin	1	5	100	55	1.00	56.12
W. McKen	1	19	100	50	0.2	1.17
				55		40
	20			25		23
	22			25		15
	23			25		19
	25			25		22
	26			25		15
	27			25		14
	28			25		14
	29			25		18
	30			25		15
	31			25		22
	3			100		95
	3	2	1	100		73
	4	2	4	100		68
	5	2	4	100		68
	1	1	10	100		1.17
	4	1	10	100		73
	5	1	9	50		36
	6	2	2	50		1.09
	3			100		72
	4			100		6.7
	14			100		4.37
	17			100		72
	18			100		57
	19			50		36
	2			50		36
	2	2	5	100		36
	4	2	5	100		29
	111	1	by Sherman	100		18
	102	1	by Sherman	100		63
	110	1	by Sherman	100		53
W. McAllister	1	11		3	55	3
Non Resident Names.						
Benj. Guile	1	2		100		29
Simon Lord	1	2		100		37
Wm. Deale	6	1	5	45		55
	7	1	2	00		66
	7	1	4	60		65
	4	1	2	60		49
	4	1	2	100		1.52
	2	1	4	100		53
	25	Letter D		25		8
	32	Letter D		75		51
	32	Letter D		100		7
	31	Letter D		100		2
	0	Letter D		75		6
	29	Letter D		25		1
	24	Letter D		20		5
	105	1	by Sherman	100		4
	100	1	by Sherman	100		10
	99	1	by Sherman	100		7
	90	1	by Sherman	100		15
	89	1	by Sherman	100		6
	114	1	by Sherman	100		7
	4	21	3	100		72
Gore	105	1	by Sherman	100		3.51
	1	3	D	100		3.70
	2	3	D	100		3.12
	3	1	9	100		1.90
	90	1	by Sherman	100		78
	88	1	by Sherman	100		73
	3	2	3	100		1.17
	3	3	4	100		1.17
	114	1	by Sherman	100		39
	9	2	5	50		2.44
	98	1	by Sherman	100		59
	89	1	by Sherman	100		39

And unless said taxes and all necessary intervening charges are paid to me on or before the second day of May next, I shall proceed to sell at Public Auction, at the Store of Wm. H. Rand, in said Andover, at ten o'clock A. M. so much of the above described property as shall be sufficient to discharge said taxes and charges.

JAMES M. LESTER, Collector of the town of Andover for the year 1840.

January 1, 1842.

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giving his deputies to take cognizance of any violation of the law, and enforce the full penalty same.—*North Star.*

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